

THIRTY-NINTH DAY - MARCH 7, 2013
LEGISLATIVE JOURNAL
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION

THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 7, 2013

PRAYER

The prayer was offered by Pastor Bob Lawrence, South Auburn Church of Christ, York.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Heidemann presiding.

The roll was called and all members were present except Senators Conrad and Nelson who were excused; and Senators Campbell, Price, Scheer, and Sullivan who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the thirty-eighth day was approved.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 484. Placed on Final Reading.

LEGISLATIVE BILL 510. Placed on Final Reading.

LEGISLATIVE BILL 616. Placed on Final Reading.

ST8

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1 line 1; and page 40 line 8, "section" has been struck and "sections 8-601 and" inserted.
2. On page 1, line 6, "section" has been struck and "sections" inserted.
3. On page 40, line 9, "is" has been struck and "are" inserted.

(Signed) John Murante, Chairperson

COMMITTEE REPORTS

Banking, Commerce and Insurance

LEGISLATIVE BILL 205. Placed on General File with amendment. AM431 is available in the Bill Room.

(Signed) Mike Gloor, Chairperson

Agriculture

LEGISLATIVE BILL 597. Placed on General File with amendment. AM346

1 1. On page 2, strike beginning with "A" in line 16
2 through line 23, show the old matter as stricken, and insert
3 "A county agricultural society may exchange its real estate and
4 improvements for other real estate and improvements or may lease
5 or sell its real estate and improvements and may make, execute,
6 deliver, and accept all proper or necessary conveyances relating to
7 such exchange, lease, sale, or purchase. The right of the county
8 to real estate and improvements as provided in section 2-263 shall
9 extend to real estate, improvements, or proceeds derived from any
10 exchange, sale, or purchase of real estate or improvements acquired
11 with the additional tax levy provided in section 2-259."

(Signed) Ken Schilz, Chairperson

NOTICE OF COMMITTEE HEARING

Transportation and Telecommunications

Room 1113

Monday, March 18, 2013 1:30 p.m.

LB84
LB223
LB650

(Signed) Annette Dubas, Chairperson

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of March 6, 2013, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell
Clerk of the Legislature

Grasz, Steve
Husch Blackwell LLP

O'Hara Lindsay & Associates, Inc.
City of Kearney
Pappas, James E.
Independent Cattlemen of Nebraska (ICON)

REPORTS

Agency reports electronically filed with the Legislature can be found on the Nebraska Legislature's website at:
<http://www.nebraskalegislature.gov/agencies/view.php>

ANNOUNCEMENT

The Chair announced March 10 is Senator K. Haar's birthday.

SELECT FILE

LEGISLATIVE BILL 225A. Advanced to Enrollment and Review for Engrossment.

GENERAL FILE

LEGISLATIVE RESOLUTION 41CA. Senator McCoy renewed his motion, MO19, found on page 612 and considered on page 637, to recommit to the General Affairs Committee.

Senator Chambers offered the following motion:
MO23
Bracket until May 30, 2013.

SPEAKER ADAMS PRESIDING

Pending.

COMMITTEE REPORT

Natural Resources

The Natural Resources Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Lynn Berggren - Nebraska Game and Parks Commission

Aye: 8 Brasch, Carlson, Dubas, K. Haar, Johnson, Kolowski, Schilz, Smith.
Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Tom Carlson, Chairperson

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 6A. Introduced by Krist, 10.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 6, One Hundred Third Legislature, First Session, 2013; and to declare an emergency.

ANNOUNCEMENTS

Senator Crawford designates LB429 as her priority bill.

Senator Carlson designates LB517 as his priority bill.

NOTICE OF COMMITTEE HEARINGS

Business and Labor

Room 2102

Monday, March 18, 2013 1:30 p.m.

Charles Cole - Boiler Safety Code Advisory Board
Martin Kasl - Boiler Safety Code Advisory Board
Kenneth Stewart - Boiler Safety Code Advisory Board
Kurt Eberspacher - Boiler Safety Code Advisory Board
LB307
LB324
LB584
LB536
LB537

(Signed) Steve Lathrop, Chairperson

Education

Room 1525

Monday, March 18, 2013 1:30 p.m.

LB540
LB575
LB356
LB365

Tuesday, March 19, 2013 1:30 p.m.

LB566

LB511
LB495
LB496
LB497

(Signed) Kate Sullivan, Chairperson

GENERAL FILE

LEGISLATIVE RESOLUTION 41CA. The Chambers motion, MO23, found in this day's Journal, to bracket until May 30, 2013, was renewed.

SENATOR CARLSON PRESIDING

Senator Lautenbaugh moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 25 ayes, 2 nays, and 22 not voting.

Senator Chambers moved for a call of the house. The motion prevailed with 33 ayes, 0 nays, and 16 not voting.

The Chambers motion to bracket failed with 14 ayes, 24 nays, 5 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Pending.

COMMITTEE REPORTS

Agriculture

LEGISLATIVE BILL 69. Placed on General File.

LEGISLATIVE BILL 435. Placed on General File.

LEGISLATIVE BILL 15. Indefinitely postponed.

(Signed) Ken Schilz, Chairperson

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 6. Placed on Select File with amendment. ER24 is available in the Bill Room.

LEGISLATIVE BILL 479. Placed on Select File with amendment. ER25

1 1. On page 1, line 2, strike the second "relating".

(Signed) John Murante, Chairperson

MOTION - Print in Journal

Senator Lautenbaugh filed the following motion to LB590:
MO22
Indefinitely postpone.

AMENDMENTS - Print in Journal

Senator McCoy filed the following amendments to LR41CA:
AM497

- 1 1. On page 3, reinstate the stricken matter beginning
- 2 with "by" in line 16 through line 18; and in lines 18 and 19 strike
- 3 the new matter.

AM496

- 1 1. On page 3, line 15, strike the new matter; in line
- 2 16 reinstate the stricken "wherever run," and after the last comma
- 3 insert "on instant racing terminals".

AM495

- 1 1. On page 4, line 5, strike "live, replayed, and delayed
- 2 horseraces" and insert "instant racing terminals".

Senator Lautenbaugh filed the following amendment to LR41CA:
FA22

On page 3, line 19, strike "a" and insert "the".

MESSAGE FROM THE GOVERNOR

March 7, 2013

Patrick J. O'Donnell
Clerk of the Legislature
State Capitol, Room 2018
Lincoln, NE 68509

Dear Mr. O'Donnell:

Engrossed Legislative Bills 7, 21, 24e, 28, 29, 32, 36e, 39, 40e, 67e, 78, 135, 137e, 147, 156, 164, 173e, 180, 207, 207A, 209, 210, 213e, 214, 250, 279, 290, 311, and 336 were received in my office on March 1, 2013.

These bills were signed and delivered to the Secretary of State on March 7, 2013.

Sincerely,
(Signed) Dave Heineman
Governor

RESOLUTION**LEGISLATIVE RESOLUTION 91.** Introduced by Bolz, 29.

WHEREAS, National Professional Social Work Month is observed in the month of March; and

WHEREAS, the theme for Social Work Month 2013 is, "Weaving Threads of Resilience and Advocacy: The Power of Social Work;" and

WHEREAS, the primary mission of social work is to enhance human well-being and help meet the basic needs of all people, especially the most vulnerable; and

WHEREAS, social work is the profession of hope, fueled by resilience and advocacy. Social workers make a difference because they help millions of struggling people every day; and

WHEREAS, in the United States, there are more than 650,000 highly trained professional social workers who have helped clients find their strengths, resilience, and self-advocacy to navigate life challenges; and

WHEREAS, resilience and determination alone cannot overcome all crises, but weaving those strengths with targeted advocacy can change people's lives; and

WHEREAS, the social work profession has a distinguished history of not only providing social safety nets to the most vulnerable, but also challenges the systems that impede social mobility.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED THIRD LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature recognizes March 2013 as Professional Social Work Month in Nebraska.

2. That a copy of this resolution be sent to the National Association of Social Workers, Nebraska Chapter.

Laid over.

UNANIMOUS CONSENT - Add Cointroducers

Senator Nordquist asked unanimous consent to add his name as cointroducer to LB470. No objections. So ordered.

Senator Mello asked unanimous consent to add his name as cointroducer to LB77. No objections. So ordered.

Senators Mello and Nordquist asked unanimous consent to add their names as cointroducers to LB104. No objections. So ordered.

VISITORS

Visitors to the Chamber were Jerda Garey Vickers from McCook; 21 seventh- and eighth-grade students and teachers from Meridian Public School, Daykin; BreAnn Ferris-Rainey, Megan Korgie, Erin Herdman,

Bailey Mason and Taylre Keenan from Ralston; and 75 fourth-grade students and teachers from Reeder Elementary, Gretna.

The Doctor of the Day was Dr. David Minnick from Broken Bow.

ADJOURNMENT

At 12:04 p.m., on a motion by Senator McGill, the Legislature adjourned until 10:00 a.m., Tuesday, March 12, 2013.

Patrick J. O'Donnell
Clerk of the Legislature